

Application No. 10/084,606
Amendment dated April 14, 2003
Reply to Office Action of Nov. 20, 2002

REMARKS/ARGUMENT

The Office Action objects to the drawings filed. A set of new Formal Drawings as Figures 1-4 are submitted herewith.

The title has been amended as suggested by the Examiner.

The disclosure has been objected to under 37 CFR 1.163(a) on the ground that the as-filed Specification does not present a full and complete botanical description and the characteristics which distinguish the claimed plant over related known varieties.

Without acquiescing to this objection, the Specification has been amended extensively to address the issues raised by the Examiner. The detailed characteristics of the plant added in the present Amendment represent properties of the plant as of the filing date and thus do not constitute the addition of new matter.

Rejection under 35 U.S.C. § 112:

Claim 1 is rejected under 35 U.S.C. § 112, first and second paragraphs, as allegedly not supported by a clear and complete botanical description of the plant.

The issues raised in the Office Action have been carefully reviewed and considerable amount of botanical characteristics that are available has been added in the present Amendment. Applicants assert that the Specification with the entry of this Amendment is more than sufficient for distinguishing the new variety from other known varieties.

Based on the foregoing, withdrawal of the rejection under 35 U.S.C. § 112, is respectfully requested.

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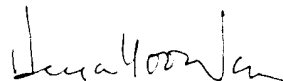
Conclusion:

In view of the foregoing remarks and amendments, this case is considered to be in condition for allowance and passage to issuance is respectfully requested.

If there are any outstanding issues related to patentability, the courtesy of a telephone interview is requested, and the Examiner is invited to call to arrange a mutually convenient time.

This Amendment is accompanied by a set of Formal Drawings, and a Petition for Extension of Time (two months), and a check in the amount of \$410 as required under 37 CFR 1.17(a) for a large entity. If this amount is incorrect, however, please charge any additional fee to Deposit Account No. 07-1969.

Respectfully submitted,



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